

RECANZONE AC-
QUITTED BY JURY

The case of State of Nevada vs. Recanzone went to the jury at a late hour last evening and in less than ten minutes a verdict of acquittal was returned.

Last summer defendant and Ed Knieke engaged in an altercation over the rights to the waters of Colony creek, in Paradise valley, and it is alleged that Recanzone struck Knieke over the head with a shovel which he had in his hands. A warrant was sworn out for Recanzone's arrest and he was held to the grand jury by Justice Bradshaw, furnishing bonds for his appearance. An indictment was returned by the grand jury of last year, but for various causes the case went over until this week.

Owing to the fact that both Judge Lecker and District Attorney Callahan were disqualified, the former having been prosecuting attorney at the time the indictment was returned and the latter Recanzone's attorney, Judge French heard the case and Attorney T. A. Brandon appeared for the State. Attorney H. Warren acted as counsel for defendant, securing his acquittal.

Mining Case On Trial Today.

Today Judge French is engaged in hearing the case of E. B. Mills vs. F. A. Preston, et al., in which plaintiff is endeavoring to establish a partnership with defendants in a mining lease in the Seven Troughs district.

Urie Delivered to Warden Baker.

Sheriff Lamb returned this morning from Carson City, having delivered Urie yesterday to Warden Baker, of the state penitentiary. Aside from exhibiting signs of extreme nervousness, Urie stood the trip well, which was made without incident.

New Suit Filed.

Yesterday, through Attorney J. A. Langwith, F. Seely brought suit in the District Court against James Goodwin, et al., to foreclose a mortgage of \$175 on West Fourth street property.

T. H. GUYON ESTABLISHES
FRUIT AND PRODUCE BUSINESS

T. H. Guyon has accepted the agency at this place for the United Fruit company of Newcastle, California, and will conduct a wholesale and retail business in fruit, vegetables and produce during the coming season. While the business at present is confined to eggs and live chickens, fruit, vegetables and other produce will be added as soon as they can be procured in the market. Store in the Wells, Fargo & Co. office.

MASONIC LODGE WILL BE
VISITED BY GRAND MASTER

James C. Doty, of Elko, grand master of the state Masonic lodge, arrived in town from the west this afternoon and tonight will visit Winnemucca Lodge, No. 19, A. F. & A. M.

NIXON LANDS IR-
RIGATION PLUM

During the recent campaign it was urged as a reason why Senator Nixon should be returned to the senate, that in that event he would be named as chairman of the committee on irrigation and reclamation of arid lands. This was denied by many of the opposition, who claimed that this important chairmanship would go to some state of greater population. That Senator Nixon has made good his promise is evidenced by the following dispatch from Washington:

"Senator Nixon, of Nevada, has been appointed chairman of the committee on irrigation and reclamation of arid lands, and made a member of the committee on appropriations, mines and mining and the Philippines. This is the only representative Nevada has had upon the committee on appropriations, which is the most important committee in the senate, handling as it does the large measures appropriating funds for the general expense of the government, since the fifty-second congress, when Senator Stewart was a member."

WORK OF ART PERMANENTLY
ON EXHIBITION AT CENTRAL

Yesterday Manager Spenner, of the Central bar, had the finishing touch added to the interior of his place, consisting of an artistic landscape, "A Pleasant Outing," painted on the wall at the front of the bar, where it can be seen from the street. The scene is a party on a small lake in a sailboat, with mountains in the background and to give an up-to-date effect, an airplane flying in the air. The work, which will compare favorably with landscapes by the masters on canvas, was executed by Henry Kantenwein, the well-known local artist, in less than a day's time.

NEW ASSISTANT FOR
COUNTY SURVEYOR'S OFFICE

Mrs. R. S. Stuart has accepted a position as assistant in the office of County Surveyor Sheldon.

WELLS-FARGO ESTABLISHES
BRANCH MONEY-ORDER OFFICE

For the accommodation of their lower-town patrons in particular and the public in general, Wells, Fargo & Co. have established a branch money-order office at the Eagle drug store.

WAREHOUSE AND
PLATFORM FOR W. P.

Last evening Agent Cooper received a wire from General Freight Agent Adams that at a meeting of the Western Pacific board of directors, held in New York yesterday, an appropriation was made for the immediate construction of a wool platform and warehouse at Winnemucca.

The new improvements will be built on the north side of the track, on the site of the present wool platform. The warehouse will be 40x50 feet in dimensions and the platform 100 feet in length.

General Officials in Town.

Yesterday W. J. Shotwell, assistant general freight agent, and B. F. Nevins, general livestock agent of the Western Pacific, were in town, looking after the interests of their respective departments.

Strike Probably Settled.

Although no official information has been received here of the outcome between Western Pacific officials and the grievance committee representing the employees, news of an amicable adjustment comes from unofficial sources. Yesterday afternoon an eastern railroad man, returning from San Francisco on No. 4, who has been in daily conference with the railroad employees at their headquarters, stated that in all probability the troubles would be amicably adjusted.

Rumored Improvements at Golconda.

It is rumored in local railroad circles that one of the matters brought to the attention of General Freight Agent Adams, upon the occasion of his recent visit to Humboldt county, was the advisability of building a freight depot in the town of Golconda, with a spur track out to the main line. The line of the Western Pacific runs about a mile north of Golconda and the proposed improvements would undoubtedly secure to the new road a greater share of the freight business.

RICHARD J. JOSE AT
NIXON TOMORROW EVENING

The quaint and lovable character of a typical old New England smithy, just such a one perhaps as the poet wrote about generations ago in the famous old classic, "The Village Blacksmith," will be presented in the rural drama, "Silver Threads," at the Nixon opera house tomorrow night.

Uncle Ben is the life of the village, the sunshine of the community, the peacemaker in time of trouble, the oracle to be consulted on points of learning. He is whole-souled, good-natured; he is a sweet singer, he is a leader in the village choir—in fact Uncle Ben is the pride of the village, nothing short of that enviable and lofty position in the hearts of his countrymen. This is the part that is to be portrayed by the eminent tenor and leading man, Richard J. Jose and in this part he is said to be given a role that admirably fits him both temperamentally and physically. During the course of the play Uncle Ben sings a number of famous old songs that for generations have been dear to the hearts of the good New England folks, among them "Abide With Me," "Home, Sweet Home," "Silver Threads Among the Gold," and last but not least, "Daddy," the last mentioned being particularly appealing in its tender melody.

The story of "Silver Threads" revolves about the career of a New England girl, little Ruth, who before she has attained her majority, is sent to Boston for a musical education. She treads the path of many an unfortunate predecessor, the path of ruin, and on returning to her father's home the stern old Puritan drives her from his roof. Ten years later she returns in the person of a great French singer and, her identity still unknown, she succeeds in saving a younger sister from eloping with the very man who had wrought her ruin. Still the old father is relentless, and it is only through the pleadings of Uncle Ben that the little Ruth of the years ago is taken to the bosom of her old father and encircled with the arms of paternal forgiveness. The story is declared to be as good as any sermon and interesting at every moment.

It is promised that an unusually capable cast will appear in support of Mr. Jose and special scenery will be employed in mounting the piece. All of the stage settings, furniture, pictures and properties in the production have been gathered by Mr. Jose from homes in New England, and each piece has some dear memory of the old home, adding charm to the play by its naturalness.

CONSTRUCTING NEW COAL
HOUSE ON S. P. TRACK

Having been obliged to abandon his coal warehouse on the Southern Pacific right-of-way, to make room for the new building of the Verdi Lumber company, Frank Ramdohr, the well-known local dealer, is building a new storehouse further up the track.

LOADING WOOL DELAYED
ON ACCOUNT OF STORM

M. D. Staunton returned from Stone House this morning, where he was engaged in loading the wool clip of Thomas Nelson, which will be shipped to Boston. After loading two cars it was considered inadvisable to continue with the work on account of the storm.

Today a carload of barley was received at Southern Pacific station for Summerfield & Pearce.

Mrs. H. Warren and daughter Beth have returned to San Francisco, where the latter and her sister, Miss Vivienne Warren, are attending school.

COLONISTS BUSY
AT GRASS VALLEY

The Grass valley section is now taking on the appearance of a typical agricultural community in the middle west. All told there have been erected a dozen houses this spring and considerable land has been ploughed and sown to crops.

On the M. B. Johnson ranch a tract containing three and a half acres was sown to wheat, as an experiment. This will not be irrigated and will be allowed to take care of itself, in order to demonstrate what may be accomplished by dry farming. At present the grain is up for several inches, with a fine stand, and with the rains of the present week should be able to mature without further moisture.

While Mr. Johnson has sunk his well to a depth of 26 feet, encountering a fourteen-foot vein of fine water, he has not given up the idea of an artesian flow. For the latter purpose he has contracted with Messrs. Muma and Hyatt to sink an additional 500 feet with their Keystone well-drilling machine.

Prominent Los Angeles Business Men
Arrive.

This morning John Lapozich, president of the International bank, and Morris Orsatti, head of the International Steamship & Railroad Ticket agency, arrived from Los Angeles. Each gentleman has a half section of land in the new colony, a portion of which will be planted to crops this spring.

S. P. OREGON
LAND GRANT VOID

Federal District Judge Charles E. Wolverton, at Portland, Oregon, Monday, decided that the Southern Pacific and the Oregon & California Railway companies must forfeit to the United States government about 2,400,000 acres of land which is valued at from \$40,000,000 to \$75,000,000.

Interpreting the acts of congress granting the land as an aid to railway construction, the court held that congress intended that this land should be sold to bona fide settlers in tracts not greater than 160 acres to one individual and at a price not exceeding \$2.50 an acre. Every contention raised by the railway company has been defeated in its fight with the government.

While deciding in favor of the federal government Judge Wolverton decided against the several thousand intervenors in the case. He held that they had acquired no right whatever, either by settling on the land or by tendering the maximum sum per claim specified by law. The effect of this portion of the decision is that the grant lands cannot be procured by any individual until the president or congress again opens them to entry or filing. The sixty-seven entrymen who had gone on the land as settlers before the suits of the government were commenced also lose their claim, and are held to have gained no advantage whatever by their period of settlement.

More than 5,000 intervenors have filed applications to get a portion of the land, but their supposed rights are brushed aside, leaving the entire tract open to disposition by congress, as it had never been offered to the railway interests as a grant.

In brief, the question raised by the Southern Pacific company was whether the federal congress by a subsequent act had the power to make said subsequent act precedent of the rights conferred in an original grant. The present suit was instituted in 1908 by Attorney General Bonaparte, following a memorial by the Oregon legislature to the federal congress that the Southern Pacific company, successor to the Oregon & California Railway company, had forfeited its rights to a grant of land in Oregon and Washington, which provided that such grant should be sold to bona fide settlers in tracts not to exceed 160 acres each and at a price not to exceed \$2.50 per acre.

The company was said to have violated the provisions of the grant by refusing to sell the land as provided in the grant. The case dragged along through the last three years, though the demurrer which was decided Monday was filed shortly after the suit by the government was instituted.

ALLEGED CONSPIRACY CASE
ON TRIAL IN JUSTICE COURT

The preliminary examination in the case of State of Nevada vs. Ed McKelvey, which was begun in Judge Dunn's court yesterday, is still unfinished. Shortly after noon today an adjournment was taken until 5 o'clock. The complaining witness, Alfred Stagg, alleges that at Mazuma, on the tenth instant, defendant and two men named Chisholm and Cashawa gave him a severe beating and ordered him to leave the camp. The other two men, who left Mazuma after the alleged assault, have been located and will probably be in custody before night.

The State has but one more witness, and unless defendant offers testimony the case will probably be concluded this evening. Salter & Robins are representing defendant, while H. Warren is acting as special prosecutor.

CLAIMS SURVEY-
ED FOR LEASING

During the week County Surveyor Sheldon, with a force of assistants, has been engaged in surveying mining claims on Winnemucca mountain. On the Adamson-Turner property, upon which the phenomenal strike was recently made on the line between two claims, the owners have retained 450 feet on each side of the strike, or a total of 900 feet. The balance has been divided into seven blocks, 300x600 feet, for leasing purposes.

Stauffer & Reinhart own two claims adjoining the Adamson-Turner property to the northeast, which were also surveyed by Mr. Sheldon.

Harry Bonfield and C. B. Welshons, who own two claims and a fraction adjoining the Adamson-Turner property on the north and the Stauffer & Reinhart claims on the west, have had a survey made and have commenced development work.

New Map for the District.

County Surveyor Sheldon has begun a new map of the Winnemucca Mountain Mining district, which will be completed by the tenth of May. Only surveyed claims will be placed on the map, to which additions will be made as fast as the properties are surveyed. Copies will be made, which will be placed on sale.

Wingfield Representative Inspects
Property.

Yesterday F. J. Siebert, of Reno, manager for George Wingfield inspected the Adamson-Turner and adjacent properties.

SEVEN TROUGHS
STEADY PRODUCER

E. B. Mills, the Seven Troughs civil engineer and mining man, came in this morning to attend to court business. Speaking of mining operations in his district, Mr. Mills had the following to say:

"With the advent of spring, mining operations are picking up in the Seven Troughs district. Fully 150 men are employed, which makes a good payroll and puts a considerable amount of money in circulation.

"The Coalition is working two shifts, taking out from 30 to 40 tons of ore per day. This ore is being handled in its own mill, working three shifts. The company is also retimbering its main shaft.

"The Darby people are sinking an incline shaft 450 feet on Mazuma Hills and retimbering the Fairview shaft. The mill is running, handling ores taken from the Florence lease on the Fairview.

"The Silver Peak, owned by Salt Lake people, is taking out about 100 tons per month, which is being treated at the Darby mill."

HOTEL LAFAYETTE ARRIVALS

W. E. Blair, Sacramento.
J. S. Rawlins, San Francisco.
A. W. Whitacre, San Francisco.
R. E. Schaeffe, San Francisco.
C. A. Snell, San Francisco.
H. W. Gerber, San Francisco.
F. J. Siebert, Reno.
Mrs. B. F. Walker, National.
H. A. Witcomb, New York.
W. J. Shotwell, San Francisco.
B. F. Nevins, San Francisco.
Geo. H. Schultz, National.
Chas. Haeffner, National.
J. A. Langwith, Golconda.
W. L. Fox, Salt Lake.
A. T. Orr, city.
Jake Beitch, Ely.
E. B. Mills, Mazuma.
G. T. Logan, Reno.
W. L. Ritter, Salt Lake.
James Latridge, city.
F. Carriatore, San Francisco.
Kent O. Keyes, New York Central.
L. L. Bradley, Elko.
W. H. Wood, Sacramento.
E. A. Wettig, San Francisco.
T. H. Goodin, Lovelock.
C. Burgess, San Francisco.
B. Bengoechea, San Francisco.
Justa Bengoechea, San Francisco.
J. Caldwell, city.
J. O'Leary, San Francisco.
T. F. Farrell, St. Louis.
F. Richardson, San Francisco.
J. B. Brown, New York.
J. A. Gill, Reno.
J. J. Travers, Denver.
F. E. Clark, San Francisco.
F. A. Peterson, Mazuma.
W. W. Wilson, Mazuma.
W. F. McNully, Seven Troughs.
Philip Anker, Lovelock.
Morris Orcuttia and wife, Los Angeles.
W. Kerans, San Francisco.

PROMINENT JACKSON MOUN-
TAIN SHEEPMAN IN TOWN

Peter Laxague, the well-known Jackson mountain sheepman, is attending to business in town today. Mr. Laxague is a brother of John Laxague, one of the four stockmen murdered by Indian Mike's gang in Little High Rock canyon last February.

BARRETT SPRINGS MINING
MAN BACK FROM CALIFORNIA

N. T. Nelson, the well-known Barrett Springs mining operator, has returned from Los Angeles and will resume operations at the camp as soon as the weather clears.

INDIAN CAPTIVE
TELLS OF TRAGEDY

The following interesting interview with the young squaw captured in the battle with Indian Mike and his gang in Humboldt county, some months ago is taken from yesterday's Reno Journal. The story was told to C. H. Asbury, superintendent of the Indian school, Mary Austin, a young Shoshone woman, acting as interpreter.

In the first place the young captive stated that her name was not Snake. That happened to be the name of a sister who was killed. Her name is Heeneey. The 7-year-old boy with her is named Cleve, while the next youngest girl is Hattie. The baby, about a year and a half old, has not been named.

The statement as translated by the interpreter was as follows:

"We had never stolen cattle or horses until last summer. The first trouble started when one of my brothers was shot by a gang of white cattle rustlers. He was shot in the leg and died shortly afterwards. In order to be revenged two of my brothers shot a white boy afterwards. His body was buried and we stole horses and left the place."

The white boy referred to was Frank Dopp.

Continuing, Heeneey said: "Our party moved westward until we came to a big body of water (Sacramento river). We could see the mountains on the other side. We stayed there during the fruit season, and in the fall started back to our home grounds. We were caught in the snow crossing the main range of mountains and lost nearly all our horses."

The squaw then described the trip over the mountains until the party arrived at Big Little Rock canyon. A camp was made there and the party rustled several cattle which were killed. While the carcasses were being dressed one of the stockmen, who was later killed, arrived on the scene. He was driven away, but returned later with his three comrades. The four were murdered and the bodies stripped of clothing.

Heeneey did not witness the killing, as she was at the camp. A day or two before the party had discovered the camp of a Chinaman near by and stole several articles from the owner. The Chinaman was on his way to the Indian camp when he met one of the young bucks. He explained that he was going over to kill the bunch. That was as far as the Chinaman traveled, for he was killed in his tracks. The body was covered with earth.

After the stockmen had been murdered the party started on. The journey was made in easy stages, as no thought was entertained that a posse was trailing them.

Then came the battle that resulted in the death of the family. Heeneey said that the only relative she knew of was a sister of her mother, who lives at Tecoma, a small station on the main line in the eastern part of the state.

"It has been reported to me that you are revengeful and would take advantage of any opportunity to kill white people, should you be released," said Mr. Asbury through the interpreter.

"I have no desire to kill any person," replied Heeneey. "I don't like to see dead people."

"Would it please you if I sent you away from here—away from your brothers and sisters?" inquired Mr. Asbury.

A violent protest was made and Heeneey stated that she did not want to be separated from the children. She has mothered them since the death of their parents and her actions indicate that her love for them is equal, if not superior, to the love of a woman of the white race for her offspring. While she desires freedom, she has no desire to be separated. Heeneey further indicated that she was perfectly satisfied with the treatment afforded her at the county jail.

Like all her race, she was stoical when conversing about the death of her father, mother, brothers and sisters, and during the majority of the time she was talking she was smiling. Superintendent Asbury wrote to the department of the interior on March 8 asking what disposition he would make of the cases, and since that date he has received several letters and telegrams, but none have urged a definite conclusion. A short time ago he received a dispatch authorizing him to take the oldest boy, who is 7 years of age, and place him in the school at Carson, but this idea was not carried out on account of the protestations of Heeneey. Mr. Asbury stated that he was willing to fix up a separate room at the Indian institution for the captives, but thought it best if they could be taken out of the state and placed in some sort of an institution. He has corresponded with an Indian orphanage in the Indian territory, but no definite arrangements have yet been made. The expense of such a move would be borne by the government.

BUD CAFE IS TO
OPEN NEXT SUNDAY

Messrs. Bradley and Fletcher, the well-known caterers, will open the Bud cafe, in the new saloon of the same name, next Sunday morning. Everything new, neat and first-class and nothing but white help employed. The Bud cafe is finely fitted up with private rooms for dinner parties, the service first-class and the menu includes everything in the market. Look for next Sunday's dinner bill of fare in Saturday's issue of the Silver State.

HARD SLEDDING
FOR FREE-LIST BILL

The Democratic free list bill, characterized by the Republicans as "political soothing syrup," was roughly handled in the house Tuesday afternoon by the Republican side.

Mr. Underwood, Democratic chairman of the ways and means committee, introduced it in an hour's speech shortly after the session convened at noon. Then it was left to the mercurial Representative Mann, of Illinois, leader of the Republican side, and things Mr. Mann said about it in the two hours he held the floor gave both sides food for much debate, comment and criticism.

Mr. Mann said the free list bill introduced by the Democrats as the first of their tariff measures was drawn inaccurately, indefinitely and with such general language that it might be stretched to include almost half the imports on which the United States now collects tariff revenues.

The free list bill puts agricultural implements "of any kind and description" on the free list. Mr. Mann demanded to know what agricultural implements would come under the provision. He expressed the belief it would be stretched to include the free entry of saws, axes, forks, garden hose, hay knives and almost everything else that a farmer, horticulturist, gardener or tiller of the soil uses.

Premium on Foreign Labor.

He said the bill was so drawn that it would admit free the leather from which the farmer's shoes were made, but would exclude that from which his wife's shoes were made. It put a premium on foreign labor, he said, by permitting these special kinds of leather to come in free when they were partly made up.

In putting agricultural implements on the free list, said Mr. Mann, the Democrats would let the International Harvester company dump into the United States the implements it made with foreign labor in France, Germany and Russia.

Chairman Underwood and other Democrats did not attempt a reply to the attack upon the bill.

Mr. Gardner, of Massachusetts, attacked the measure and the Democratic policy of promising to "reduce the cost of living without reducing wages paid in the United States." He asserted that in putting articles on the free list the Democrats had discriminated against the farmers and manufacturers of the northern states, while leaving protective duties on tobacco, sugar, rice, oranges and other articles produced in the southern states.

Messrs. Adair, of Indiana, Russell, of Missouri, and Adamson, of Georgia, spoke in favor of the measure. Mr. Adamson said after Mr. Mann's attack upon the bill he had gone to Chairman Underwood to see if they ought not to call a Democratic caucus and fix up the measure, but that Mr. Underwood had assured him the bill was all right.

RANGERS NAMED
FOR SANTA ROSA

The three rangers appointed to the Santa Rosa forest have been named and this morning Supervisor Blakeslee announced the appointments as follows:

B. F. Wooten, of Sandy, Utah, who will assume immediate charge of his duties.

Frank A. Herrell, of Ely, Nevada, who will begin on May 1.

William McGhie, of Elko, transferred from the Humboldt forest, who will commence on May 15.

Supervisor Blakeslee now has an unlimited number of maps of the reserve, which may be had upon application.

"THE CLIMAX" AT NIXON
NEXT TUESDAY EVENING

"The Climax," one of the most successful plays of the last decade, comes to the Nixon opera house, Tuesday, May 2. It is a sweet story, not without its shadows, but none the less appealing on that account. It involves the happiness of a beautiful girl who loves music and has a wonderful voice, an old music teacher who has a heart of gold, and impatient, talented young teacher and composer, and a worldly young physician, the last two in love with the singer.

The story runs easily and swiftly to a high dramatic point and the ending—well, you will not find fault with it.

"The Climax" created a great stir in the large cities, because of the real worth of the play and its fame has grown steadily. Members of the original Weber company appears in the cast which presents the play in this city.

RETURNS FROM EXTENDED
TRIP TO CALIFORNIA

Edward Reinhart, of E. Reinhart & Co., returned yesterday evening from a six weeks' trip to San Francisco and southern California points. Mrs. Reinhart and daughter, Miss Elsie Reinhart, will return during the coming week.

BRIDAL COUPLE RETURN
FROM HONEYMOON TRIP

Mr. and Mrs. Oscar Reinhart returned Tuesday evening, via the Western Pacific, from a honeymoon trip spent in California.